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PATENT

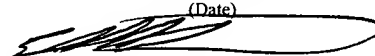
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Diaz et al.)
Reissue of)
Patent No. : 5,890,128)
Issued : March 30, 1999)
For : PERSONALIZED HAND)
HELD CALORIE COMPUTER)

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on

March 29, 2001

(Date)



Edward A. Schlatter, Reg. No. 32,297

PRELIMINARY AMENDMENT UNDER 37 C.F.R. § 1.173(b)

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Preliminary to the examination of the above-identified reissue application, Applicant respectfully requests entry of the following amendments:

IN THE CLAIMS:

Please add new Claims 16-55 as follows:

16. An interactive personal nutrition and exercise management tool computing device
comprising:

- (a) a housing sized and shaped to be held in a hand of a user;
- (b) a computer processor within said housing, said computer processor operatively coupled to a memory, a user interface and a display;
- (c) nutrition data for various food items stored in said memory and exercise data for various exercise activities stored in said memory;
- (d) software stored in said memory, said software including a data retrieval portion and a display portion, said display portion and said data retrieval portion configured such that said user can select nutrition data for at least one of said various